STATE OF ILLINOIS ILLINOIS COMMERCE COMMISSION



The Burlington Northern and Santa Fe Railway: Company, the Village of Western Springs, the Village: of LaGrange, the County of Cook, and the State of: Illinois, Department of Transportation.

T04-0048

Stipulated Agreement regarding improving public: safety at the Gilbert Avenue highway-rail grade: crossing of the Burlington Northern Santa Fe Railway: Company's tracks located on the border line between: the Village of Western Springs and the Village of: LaGrange, Cook County, Illinois, designated as: crossing AAR/DOT 079513V, MP 14.77-A; and the: Wolf Road, Lawn Avenue and Grand Avenue: highway-rail grade crossings of the Burlington: Northern Santa Fe Railway Company's tracks all: located in the Village of Western Springs, Cook: County, Illinois, designated as crossings AAR/DOT: 079 514C, MP 15.29-A, AAR/DOT 079 515J, MP: 15.39-A and AAR/DOT 079 516R, MP 15.46-A, respectively.

NOTICE OF ADMINISTRATIVE LAW JUDGE'S RULING

On November 29, 2005, the Illinois Commerce Commission entered an Order in the above Docket, which authorized an expenditure from the Grade Crossing Protection Fund ("GCPF"). Authority for reimbursement from the GCPF expired on September 30, 2007, by terms of the Order. Therefore, the amount of \$137,980.25, remaining in IDOT Obligation XP05005, has been de-obligated.

Entered October 4, 2007

Dean W. Jackson Chief Administrative Law Judge Transportation Division Mr. Milton R. Sees, P.E. Director of Highways, IDOT ATTN: JEFF HARPRING, ROOM 205 2300 South Dirksen Parkway Springfield, IL 62764

BNSF Railway Company CT Corporation System 208 S. LaSalle Street Chicago, IL 60604

Mr. W. Douglas Werner BNSF Railway Company P.O. Box 961039 Fort Worth, TX 76161-0039

Mr. Walter S. Kos Cook County Highway Engineer 69 W. Washington, 23rd Floor Chicago, IL 60602

Mr. John Kravcik Village President Village of Western Springs 740 Hillgrove Avenue Western Springs, IL 60558-1409

Ms. Jeanine M. Jasica Village Clerk Village of Western Springs 740 Hillgrove Avenue Western Springs, IL 60558-1409

Mr. Timothy Hansen Village President Village of LaGrange 53 S. LaGrange Road LaGrange, IL 60525-0668

Mr. Robert Milne Village Clerk Village of LaGrange 53 S. LaGrange Road LaGrange, IL 60525-0668

Mr. Mark Leemon BNSF Railway Company 80 44th Avenue NE Minneapolis, MN 55421